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FILED
2003 AUG -8 PM 6: 33
CLERK
US BANKRUPTCY COURT
DISTRICT OF DELAWARE

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	Chapter 11
)	
W.R. GRACE & CO., <u>et al</u>)	Case No. 01-01139 (JKF)
)	(Jointly Administered)
Debtors.)	
)	Claim No. 00009657
)	Claim No. 00009658
)	Claim No. 00009675

**RESPONSE TO DEBTORS' SECOND OMNIBUS
OBJECTION TO CLAIMS (NON-SUBSTANTIVE)**

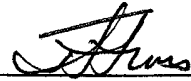
On behalf of claimant, Melvin George Parker (Claim Nos. 00009657, 00009658 and 00009675), his attorney, Tom L. Lewis of Lewis & Slovak, P.C., objects to Debtors' Second Omnibus Objection to Claims (Non-Substantive), dated July 21, 2003, and received August 7, 2003, on the basis of improper notice and further responds as follows:

1. Claimant's claim is with respect to asbestos contamination from a Grace product in or on the property.
2. Claimant's claim is based upon the findings of the U.S. Environmental Protection Agency in its Administrative Record and supplement, test results, and other documentation, as well as information obtained from other sources, including but not limited to local and national news reports, articles and meetings.
3. Claimant consented to the production and release of supporting documentation, in the possession of the U.S. Environmental Protection Agency, to Grace and Grace's representatives at the time of submission of claim in March, 2003.
4. Claimant has attached supporting documentation, which was not available at the time the proof of claim was filed.



Respectfully submitted this 8th day of August, 2003.

Lewis & Slovak, P.C.

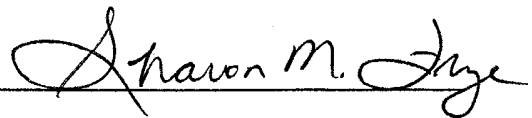
By: 
Tom L. Lewis
P.O. Box 2325
Great Falls, MT 59403
(Attorneys for Claimant)

CERTIFICATE OF SERVICE

I hereby certify that a true and legible copy of the foregoing Response to Debtors' Second Omnibus Objection to Claims (Non-Substantive) was served on the 8th day of August, 2003, by fax and by first class mail, upon the following:

James W. Kapp III, Janet S. Baer and Christian J. Lane
Kirkland & Ellis, LLP
200 East Randolph Drive
Chicago, IL 60601

Scott E. McFarland
Pachulski, Stang, Ziehl, Young, Jones & Weintraub, P.C.
919 North Market Street 16th Floor
Wilmington, DE 19801



SUSPECT ASBESTOS CONTAINING MATERIAL (ACM) C

Project Number: Libby Asbestos Date: 7/13/00 Page 1 of 2Location: 609 9th St. Mel & Lerah Parker Inspector: Steve Hatz G. Parana

MATERIAL TYPE	SUSPECTED (Y/N)	VERIFIED (Y/N)	SAMPLED (Y/N)	LOC
Vermiculite Insulation				

MATERIAL TYPE (THERMAL SYSTEMS (TSI))	PRESENT	NOT PRESENT	LOCATION	DITION
Boiler Insulation				
Duct Insulation				
Ducting Pipe				
Electrical Insulation				
Furnace Insulation				
Mudded Pipe Joints				
Pipe Insulation				
Pipe Thread Compound				
Refractory Material				
Tank/Vessel Insulation				
Thermal Paper				
Others:				

MATERIAL TYPE (SURFACING MATERIAL)	PRESENT	NOT PRESENT	LOCATION	DITION
Spray-On Insulation				
Spray-On Texture				
Spray-On Fireproofing				
Spray-On Acoustical				
Troweled-On Texture				
Others:				

MATERIAL TYPE (Miscellaneous Materials)	PRESENT	NOT PRESENT	LOCATION	DITION
Baseboard (Wall Cover)				
Baseboard Adhesive				
Carpet Adhesive				
Board Material				
Brick/Mortar Material				
Cement Pipe				
Cloth Texture Material	✓		Dryer	note

SUSPECT ASBESTOS CONTAINING MATERIAL (ACM) CHECKLIST

Project Number: Libby Asbestos Date: 6-23-00 Page 1 of 2

Location: Mel & Lerah Parker 609 9th Street Inspector: St Platz

MATERIAL TYPE	SUSPECTED (Y/N)	VERIFIED (Y/N)	SAMPLED (Y/N)	LOCATION
Vermiculite Insulation	Y	Y	Y	Attic, W

MATERIAL TYPE (THERMAL SYSTEMS (TSI))	PRESENT	NOT PRESENT	LOCATION	CONDITION
Boiler Insulation				
Duct Insulation				
Ducting Pipe				
Electrical Insulation				
Furnace Insulation				
Mudded Pipe Joints				
Pipe Insulation				
Pipe Thread Compound				
Refractory Material				
Tank/Vessel Insulation				
Thermal Paper				
Others:				

MATERIAL TYPE (SURFACING MATERIAL)	PRESENT	NOT PRESENT	LOCATION	CONDITION
Spray-On Insulation				
Spray-On Texture				
Spray-On Fireproofing				
Spray-On Acoustical				
Troweled-On Texture	✓		Throughouts	Good
Others:				

MATERIAL TYPE (Miscellaneous Materials)	PRESENT	NOT PRESENT	LOCATION	CONDITION
Baseboard (Wall Cover)	✓		Retail Space	Int
Baseboard Adhesive	✓		Retail Space	Int
Carpet Adhesive				
Board Material				
Brick/Mortar Material				
Cement Pipe				
Cloth Texture Material				

LIBBY MONTANA SITE INVESTIGATION
 FIELD SAMPLE DATA SHEET FOR
 SOIL-LIKE MATERIALS

057

Address or Location ID: PARKER RESIDENCE
 GPS: Northing _____ Easting: _____
 Owner: MEL PARKER
 Land Use Category: Residential School Commercial Mining Future Residential
Commercial Logging Roadway Other ()

Sample Date: 3.14.00 Sampling Team: TOOD HOEFFEN

1 VINCE

Data Item	Sample 1	Sample 2	Sample 3
Field ID Number			
Index ID			0571
	1-00428	1-00429	
Sample Time	3:28P	3:30P	3:35P
Matrix Type (circle)	Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other (SHOP FLOOR)	Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other (SHOP FLOOR)	Soil en Soil Area way ing Waste (DEBRIS)
Category (circle)	FS FD	FS FD	
Type (circle)	Grab Comp # subsamples	Grab Comp # subsamples	Grab Comp # subsamples
Top Depth (in.)	N/A	N/A	N/A
Bottom Depth (in.)	N/A	N/A	N/A
Map Location(s) (Indicate on field sketch)			
Comments	SAMPLE FROM SHOP FLOOR AGAINST WEST WALL	SAMPLE OF DRIED MUD JUST FROM SOUTH SIDE WORKSHOP FLOOR	SAMPLE FROM METAL STEEL JUST END OF NG FACILITY

collected 3/15/00

LIBBY MONTANA SITE INVESTIGATION
FIELD SAMPLE DATA SHEET FOR
SOIL-LIKE MATERIALS

058

Address or Location ID: LIBBY, MT PARKER RESIDENCE

GPS: Northing _____ Easting: _____

Owner: MEL PARKER

Land Use Category: Residential School Commercial Mining Future Residential
Commercial Logging Roadway Other ()

Sample Date: 3-14-00

Sampling Team: TOOD HOEFEN /

VANCE

Data Item	Sample 1	Sample 2	Sample 3
Field ID Number			
Index ID	1-00572	1-00573	1-00574
Sample Time	3:40P	3:40P	
Matrix Type (circle)	<input checked="" type="radio"/> Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other ()	<input type="radio"/> Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other (<u>ROCK</u>)	<input type="radio"/> Soil en Soil Area way g Waste (<u>ROCK</u>)
Category (circle)	<input checked="" type="radio"/> FS <input type="radio"/> FD	<input checked="" type="radio"/> FS <input type="radio"/> FD	
Type (circle)	<input checked="" type="radio"/> Grab <input type="radio"/> Comp # subsamples _____	<input checked="" type="radio"/> Grab <input type="radio"/> Comp # subsamples _____	<input checked="" type="radio"/> Grab <input type="radio"/> Comp # subsamples _____
Top Depth (in.)	1"		
Bottom Depth (in.)	4"		
Map Location(s) (Indicate on field sketch)			
Comments	SAMPLE FROM MOUND ON SE OUTSIDE CORNER OF LOADING FACILITY.	ASBESTOS ROCK FROM SAME MOUND AS 00572	FOUND OUTSIDE DING FACILITY IS ASBESTOS BOTH SIDES OF COUNTRY ROCK

Entered 3/15/00 R

LIBBY MONTANA SITE INVESTIGATION
FIELD SAMPLE DATA SHEET FOR
SOIL-LIKE MATERIALS

059

Address or Location ID: LIBBY MT PARKER RESIDENCE

GPS: Northing _____ Easting: _____

Owner: MEL PARKER

Land Use Category: Residential School Commercial Mining Future Residential
Commercial Logging Roadway Other (_____)

Sample Date: 3-14-00 Sampling Team: TOO HOEFEN / J n VANCE

Data Item	Sample 1	Sample 2	Sample 3
Field ID Number			
Index ID	1-00575		
Sample Time			
Matrix Type (circle)	Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other <u>(HOUSE DUST)</u>	Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other (_____)	Soil Yard Soil Garden Soil Play Area Driveway Mining Waste Other (_____)
Category (circle)	<u>(FS)</u> FD	FS FD	
Type (circle)	<u>(Grab)</u> Comp # subsamples _____	Grab Comp # subsamples _____	Grab Comp # subsamples _____
Top Depth (in.)	N/A		
Bottom Depth (in.)	N/A		
Map Location(s) (Indicate on field sketch)			
Comments	WINDOW SILL DUST FROM PARKER RESIDENCE (LIVING ROOM) WINDOWS		

entered 3/15/00 n

Sheet No. 112

**LIBBY MONTANA SITE INVESTIGATION
FIELD SAMPLE DATA SHEET FOR
BULK INSULATION**

Address or Location ID: 609 9th St.

GPS (if no address available): Northing _____ Easting _____

Owner: Mel & Lewis ParkerLand Use Category: Residential School Commercial Mining Other (____)Date: 7/13/00Sampling Team: PES

Data Item	Sample 1	Sample 2	Sample 3
Field ID Number			
Index ID	1-01658		
Matrix Type	Insulation <u>Cloth Material</u>	Insulation	Insulation
Category (circle)	<u>FS</u> FD	FS FD	FS FD
Description of sampling location	<u>Cloth material collected in lint trap of Dryer</u>		
Field Comments			

Phase 1 Soil, Bulk

Index 609 9th Street

Sample ID	Scenario / Field ID	Task	Location	Sub Location	Media Type	Matrix	Category	Date	PLM Ternobio- Active (%)
1-01637	BU0121		609 9th Street.	Attic access	Bulk	Insulation	Insulation	FS - Field Sample	23-Jun-00 <
1-01658	1-01658		609 9th Street.	collected in lint trap of dryer	Bulk	Insulation	cloth	FS - Field Sample	13-Jul-00 <

Sheet: A-141

LIBBY MONTANA SITE INVESTIGATION FIELD SAMPLE DATA SHEET FOR

AIR

Address or Location ID: 609 9th St.

GPS (if no address available): Northing _____ Easting _____

Owner: Mel & Linda ParkerLand Use Category: Residential School Commercial Mining Other (Worship)Site Visit Date: 6/23/00Sampling Team: Parker

Data Item	Cassette 1	Cassette 2	Cassette 3
Field ID Number			
Index ID	1-01572	1-01573	1-01586
Category (circle)	FS Rep _____ Blank	1 1-01572 Co-locate	FS Rep _____ Blank <u>Field</u>
Matrix Type (circle)	<u>Indoor</u> Outdoor	<u>Indoor</u> Outdoor	Indoor Outdoor
Location Description	<u>Bedroom</u>	<u>Bedroom</u>	
Flow Meter Type	<u>Pateo</u>	<u>Pateo</u>	
Flow Meter ID No.	<u>8174</u>	<u>8174</u>	
Pump ID Number	<u>3</u>	<u>6</u>	
Start Date	<u>6/23/00</u>	<u>6/23/00</u>	
Start Time	<u>07:35</u>	<u>07:35</u>	
Start Flow (L/min)	<u>12 Lpm</u>	<u>12 Lpm</u>	
Start Counter	<u>7885.6</u>	<u>7583.2</u>	
Stop Date	<u>6/23/00</u>	<u>6/23/00</u>	
Stop Time	<u>13:35</u>	<u>13:35</u>	
Stop Flow (L/min)	<u>12 Lpm</u>	<u>12 Lpm</u>	
Stop Counter	<u>8245.6</u>	<u>07943.2</u>	
Pump fault?	<u>No</u> Yes	<u>No</u> Yes	No Yes
MET Station onsite?	<u>No</u> Yes	<u>No</u> Yes	No Yes
Field Comments	Time: 360 min Flow: 12 Lpm Vol: 4320 L	Time: 360 min Flow: 12 Lpm Vol: 4320 L	

LIBBY MONTANA SITE INVESTIGATION FIELD SAMPLE DATA SHEET FOR DUST

000113

Address or Location ID: 609 9th Street
 GPS (if no address available): Northing _____ Easting _____
 Owner: Mel & Lora Parker
 Land Use Category: Residential School Commercial Mining Other ()

Date: 6-23-00
 Sampling Team: Stewart

Data Item	Cassette 1	Cassette 2	Cassette 3
Field ID Number	VC0353	VC0354	
Index ID	1-01621	1-01622	
Category (circle)	<u>FS</u> Blank	<u>FS</u> Blank	FS Blank
Location Description	Entry Way Tile Floor	3 Windows Sills	
Sample area (cm ²)	300	300	
Flow Meter Type	Rotometer	Rotometer	
Flow Meter ID Number	01247	01247	
Pump ID Number	504872	504872	
Start-Flow (L/min)	2.0	2.0	
Start-Time	0724	0731	
Stop-Flow (L/min)	2.0	2.0	
Stop-Time	0730	0737	
Pump fault?	<u>No</u> Yes	<u>No</u> Yes	No Yes
Field Comments			

Parker 609 9th Street

Sample ID	Field Sample ID	Tag	Location	Sub Location	Media	Media	Category	Date	PCN	ANRKA	Cal	Asp	Ex
1-01572			609 9th Street	Backroom	As	Backroom	FS - Field	23-Jul-00			10	0	0
1-01573	V00033		609 9th Street	Entry way, Bldg	As	Backroom	FS - Field	23-Jul-00			10	0	0
1-01574	V00034		609 9th Street	3 Window Sbs	Dust	Backroom	FS - Field	23-Jul-00			10	0	0

unknown with sample volume in data base
ratio of problem

Phase 1 Air Out Water